

April 7, 1981

LB 173

simply one pole going to be put in or an underground line or an underground pipeline or something of that nature that a simple agreement could be reached by the two parties involved, then the condemnation proceedings wouldn't have to be used and that is the intent and what would happen with the amendment to 173, and I would urge this body's adoption of it.

SENATOR CLARK: Senator Warner.

SENATOR WARNER: Mr. President, I just rise to indicate I have no objection to the amendment. Some of us think that the provision is already in there but there are some that think this ought to be clearer. All it does is permit the easement to be given to a utility or sewer line or something to go across these pieces of ground so it is perfectly clear that it can be purchased and not require eminent domain, and this is perhaps clearer than the way it is. So I have no objection to it.

SENATOR CLARK: Senator Wagner.

SENATOR WAGNER: Mr. Speaker and members, I agree with Jerry, well, in the fact that I think this does clarify the bill in the sense where a person can acquire an easement for utilities, and I certainly do support it because I think it is a help to the bill and it is a good amendment and I urge the adoption of the amendment.

SENATOR CLARK: The question is the adoption of the amendment by Senator Vickers and Senator Wagner. All those in favor vote aye. All those opposed vote nay.

CLERK: Senator Clark voting aye.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the amendment.

SENATOR CLARK: The amendment is adopted. Senator Kilgarin.

CLERK: No, Senator, I have another motion.

SENATOR CLARK: Oh, you have another motion. Go ahead.

CLERK: Mr. President, Senator Beutler moves to amend the bill.

SENATOR CLARK: Senator Beutler.